IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

THURSDAY, THE 9TH AUGUST 2007 / 18TH SRAVANA 1929

Crl.MC.No. 1451 of 2004

CC.253/2003 of JUDL. MAGISTRATE OF FIRST CLASS COURT-II, NEYYATTINKARA

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PETITIONERS/ACCUSED 1 TO 3:

1. BIJU RUSSAL, S/O. RAVEENDRAN,
   SHAJI VILLA, VATTAVILA, CHENKAL
   VILLAGE, NEYYATTINKARA.

2. RAVEENDRAN @ RUSSEL RAJ, DO. DO.

3. SWARNAMMA, W/O. RAVEENDRAN, DO. DO.

BY ADV. SRI.G.SUDHEER

RESPONDENTS/COMPLAINANTS:

1. STATE OF KERALA,
   REPRESENTED BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. SHAHEETHA MATHEW, D/O. PUSHPAKUMARI,
   VELIYAVAZHIKALATHIL VEEDU, CHEMBOORU,
   KEEZHAVOOR VILLAGE, NEYYATTINKARA TALUK.

BY PP SRI.P.RAVINDRA BABU

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 09/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.P. Balachandran, J.

Crl.M.C.No. 1451 of 2004

ORDER

Counsel for the petitioners is absent and time is prayed for on his behalf. It is seen that this Crl.M.C. is one filed as early as on 1.6.2004 and more than three years have elapsed by this time.

2. The prayer in this Crl.M.C. is to quash Annexure-C final report in Crime No.57/03 of Parassala Police Station, registered for offences under Sections 347, 406, 498A and 506(2) IPC read with Section 34 thereof. Petitioners are Accused Nos.1 to 3 in the case. They did not want any order to be obtained for the last more than three years.

In the circumstances, without prejudice to the petitioners advancing all the contentions that they have raised in this Crl.M.C. before the trial court, at the time of preliminary hearing, if at all charge is not framed till now, I dismiss this Crl.M.C.

9th August, 2007 (K.P.Balachandran, Judge)

tkv